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Assistant Commissioner for Patents, Washington, D.C. 20231, on April 15, 2002.


Rebekah Werth

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Kouji MATSUSHIMA and Kenji YOKOI

Serial No.: 09/202,791

Filing Date: 22 December 1998

For: THERAPEUTIC AGENT FOR ACUTE
LUNG INJURY RESULTING FROM
INDIRECT CAUSES COMPRISING
ANTI-IL-8 ANTIBODY AS ACTIVE
INGREDIENT

Examiner: D. WARE

Group Art Unit: 1651

TECH CENTER 1600/2900

APR 22 2002

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21/c
J.G.J
4/23/02

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This Preliminary Amendment is being filed in conjunction with a Continued Prosecution Application (CPA) pursuant to a Final Office Action mailed 13 March 2001, an amendment mailed 13 September 2001, a supplemental amendment mailed 12 October 2001, and an Advisory Action mailed 31 December 2001. A petition for extension of time of five (5) months until 13 April 2002 is attached herewith along with the required fee. As 13 April 2002 falls on a Saturday, the CPA and this preliminary amendment are timely filed on Monday, 15 April 2002. Enclosed is the following Exhibit A:

Exhibit A: Marked version of amendments to claims.